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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
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8 TROY ANTHONY JOHN O'BRIEN,
9 A# 74-157-331,

10 *Petitioner,*

11 vs.

12 PETER MERCADO,

13 *Respondent.*

2:11-cv-00185-KJD-PAL

14
15 ORDER

16 This *pro se* immigration habeas matter under 28 U.S.C. § 2241 comes before the Court
17 following upon the filing of a petition and a paper styled as a “financial statement” in which
18 petitioner seeks to proceed without payment of the filing fee.

19 Under Local Rule LSR 1-1, an application to proceed *in forma pauperis* must be made
20 on the Court’s required form. Further, under Local Rule LSR 2-2, a pauper application by a
21 person in custody must be accompanied by both a properly executed financial certificate and
22 an inmate account statement for the prior six months. The hand-crafted financial statement
23 prepared by petitioner does not seek pauper status on the Court’s required form, and he has
not submitted the required attachments.

24 IT THEREFORE IS ORDERED that, within thirty (30) days of entry of this order,
25 petitioner either shall pay the \$5.00 filing fee or submit a properly completed application to
26 proceed *in forma pauperis* on the required form with all required attachments.

27 The Clerk of Court shall send plaintiff two copies of an application to proceed *in forma*
28 *pauperis* for an incarcerated person along with the instructions for the form.

If petitioner fails to both fully and timely comply with this order, the action will be dismissed without further advance notice.

DATED: February 3, 2011



KENT J. DAWSON
United States District Judge